

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

TABBITHA LYNN HOSSNER,

Plaintiff,

vs.

USCIS OMAHA FIELD OFFICE, Immigration;

Defendant.

8:21-CV-187

**ADOPTION OF MAGISTRATE JUDGE'S
FINDINGS AND RECOMMENDATION**

This matter is before the Court on the Findings and Recommendation of Magistrate Judge Michael D. Nelson ([Filing 6](#)) recommending that the above-captioned case be dismissed without prejudice for failure of service pursuant to [Federal Rule of Civil Procedure 4\(m\)](#). In accordance with [28 U.S.C. § 636\(b\)\(1\)](#), the Court has conducted a de novo review of the record. As Judge Nelson noted, the record shows that Plaintiff failed to serve Defendant with notice of this lawsuit. [Filing 6 at 1](#). Judge Nelson issued a show-cause order, to which Plaintiff did not respond. [Filing 6 at 1](#). Therefore, the Court adopts the findings and recommendation in its entirety. Accordingly,

IT IS ORDERED:

1. Magistrate Judge Nelson's Findings and Recommendation ([Filing 6](#)) is adopted in its entirety;
2. Plaintiff's Complaint ([Filing 1](#)) is dismissed without prejudice; and
3. The Court will enter a separate judgment.

Dated this 28th day of September, 2021.

BY THE COURT:

A handwritten signature in black ink, appearing to read "B. C. Buescher", written over a horizontal line.

Brian C. Buescher
United States District Judge